

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

OHIO NATIONAL LIFE §
ASSURANCE CORPORATION, §
Plaintiff, §
§
v. § C.A. NO. 4:11-CV-01772
§
BERT T. DUNKEN AND §
PATRICK S. WELLNITZ, §
Defendants. §

AGREED AMENDED SCHEDULING ORDER

The Court, having considered the Unopposed Motion to Extend Pretrial Deadlines and the Agreed Amended Scheduling Order submitted therewith, finds that the motion is well-taken and should be GRANTED. It is accordingly

ORDERED that the Scheduling Order is amended as follows:

1. February 29, 2012 NEW PARTIES shall be joined, with leave of court, by this date. The attorney causing such joinder shall provide copies of this ORDER to the new parties.
- 2A. May 14, 2012 PLAINTIFF shall designate EXPERT WITNESSES. Designation shall be in writing to opponent. Expert reports shall be served on the same day.
- B. June 14, 2012 DEFENDANT shall designate EXPERT WITNESSES. Designation shall be in writing to opponent. Expert reports shall be served on the same day.
3. March 30, 2012 AMENDMENTS to pleadings, **with** leave of court, shall be made by this date

4. June 29, 2012 DISCOVERY shall be completed by this date.

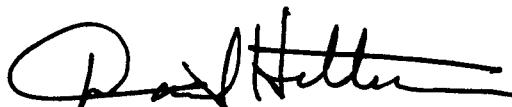
5. July 31, 2012 MOTION CUT-OFF. No motion, including motions to exclude or limit expert testimony under Fed. R. Evid. 702, shall be filed after this date except for good cause shown. See LR 7.

6. September 28, 2012 The JOINT PRETRIAL ORDER shall be filed on or before this date notwithstanding that a motion for continuance may be pending. Parties shall exchange all trial exhibits on or before this date notwithstanding that a motion for continuance may be pending. NO LATE EXCHANGES OF EXHIBITS WILL BE PERMITTED. All motions in limine shall be submitted with the pretrial order. Failure to file timely a joint pretrial order, motions in limine, or exchange all trial exhibits may result in this case being dismissed or other sanctions imposed, in accordance with all applicable rules.

7. November 2012 TRIAL TERM. Cases will be set for trial at a docket call, conducted prior to the trial term or by order of the Court. Your position on the docket will be announced at that time.

Non-Jury ETT: 4 days

SIGNED this 2 day of Nov, 2011.



UNITED STATES DISTRICT JUDGE

AGREED:

By: s/ Jill B. Davenport

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